

FILED

2013 JUL 18 PM 2:44

CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

BY: _____

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

February 2013 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE RODRIGUEZ-LANDA,

aka "Fox,"

aka "Fox-Tapia,"

aka "Jose Rodriguez-Tapia,"

aka "Alejandro Tapia,"

MICHAEL MORENO,

aka "Boo,"

FRED ANTHONY MONTOYA,

aka "Fast Freddy,"

FREDDIE MONTES,

aka "Fredrico Montes,"

LUIS GERARDO VEGA,

aka "Little,"

aka "Little One,"

MANUEL LARRY JACKSON,

aka "Cricket,"

JIMMY RUBEN SOTO,

aka "Rube,"

aka "Old Man,"

RAYMOND LOZANO,

EFRAIN ISAK ROSALES,

aka "Tucàn,"

aka "Toucan,"

SONIA APODACA,

aka "Shorty,"

CLAUDIA GARCIA,

aka "Giggles,"

CR No. 13-

I N D I C T M E N T

[21 U.S.C. § 846: Conspiracy
to Possess with Intent to
Distribute and to Distribute
Controlled Substances; 21 U.S.C.
§§ 841(a)(1), (b)(1)(A)(viii):
Possession with Intent to
Distribute and Distribution of
Methamphetamine; 21 U.S.C.
§§ 841(a)(1), (b)(1)(B)(vii):
Possession with Intent to
Distribute Marijuana; 18 U.S.C.
§ 2(a): Aiding and Abetting; 21
U.S.C. § 853: Criminal
Forfeiture]

1 ADAM RIOS,)
2 aka "Blanco,")
3 aka "Little Blanco," and)
4 OMAR HUGO ROBLES,)
5 Defendants.)
6)
7)
8)
9)
10)
11)
12)
13)
14)
15)
16)
17)
18)
19)
20)
21)
22)
23)
24)
25)
26)
27)
28)

7 The Grand Jury charges:

8 GENERAL ALLEGATIONS

9 At all times relevant to this Indictment, the following
10 applies:

11 1. JOSE RODRIGUEZ-LANDA, also known as ("aka") "Fox," aka
12 "Fox-Tapia," aka "Jose Rodriguez-Tapia," aka "Alejandro Tapia"
13 ("RODRIGUEZ-LANDA"), MICHAEL MORENO, aka "Boo" ("MORENO"), FRED
14 ANTHONY MONTOYA, aka "Fast Freddy" ("MONTOYA"), LUIS GERARDO
15 VEGA, aka "Little," aka "Little One" ("VEGA"), MANUEL LARRY
16 JACKSON, aka "Cricket" ("JACKSON"), JIMMY RUBEN SOTO, aka
17 "Rube," aka "Old Man" ("SOTO"), RAYMOND LOZANO ("LOZANO"), SONIA
18 APODACA, aka "Shorty" ("APODACA"), CLAUDIA GARCIA, aka "Giggles"
19 ("GARCIA"), and others known and unknown to the Grand Jury, were
20 members and/or associates of the "Mexican Mafia" or "EME," which
21 is Spanish for the letter "M." The Mexican Mafia is an
22 organized group of individuals that controls much of the
23 distribution of drugs and other criminal activities within
24 California state prisons, California county jails, and some
25 federal prisons. In addition, outside of prison, the Mexican
26 Mafia exercises control over the criminal activities, including
27 drug trafficking, of Hispanic street gangs throughout Southern
28 California and elsewhere.

1 2. Members of the Mexican Mafia generally are more senior
2 members of local street gangs in the Southern California area
3 and elsewhere. The majority of Mexican Mafia members and
4 associates are incarcerated in California prisons and jails or
5 in federal prison. Most incarcerated Mexican Mafia members and
6 associates are housed in high-security prisons, including
7 Pelican Bay State Prison (referred to in Spanish coded language
8 as "La Playa Azul" or "La Playa"), the United States
9 Penitentiary in Lewisburg, Pennsylvania, and the Administrative
10 Maximum Facility at the United States Penitentiary in Florence,
11 Colorado.

12 3. Mexican Mafia members and associates are generally
13 able to organize and direct the activities of other Hispanic
14 prison inmates, including members and associates of Southern
15 California based Hispanic street gangs, who comprise a
16 significant percentage of the inmates within the California
17 penal system. Indeed, Mexican Mafia members and associates
18 wield such power among the prison population that they are able
19 to order that acts of violence be carried out against other
20 prison inmates and against street gang members outside of
21 prison. Because of the substantial power they wield both inside
22 and outside of prison, Mexican Mafia members and associates are
23 able to provide protection and status to other inmates,
24 including inmates who are not members of Hispanic street gangs.
25 Generally, Mexican Mafia members and associates require that
26 inmates who are not members of Hispanic street gangs provide
27 services and/or payments in exchange for protection within
28 prison or jail.

1 4. Street gangs controlled by and/or affiliated with the
2 Mexican Mafia generally include the number "13" in their gang
3 name, with the number "13" representing the thirteenth letter of
4 the alphabet, the letter "M." Members and associates of street
5 gangs controlled by and/or affiliated with the Mexican Mafia
6 must pay "taxes" to members and associates of the Mexican Mafia
7 in order to be permitted to maintain control over their
8 territories in order to distribute drugs and engage in other
9 criminal activity, and in order to ensure their protection once
10 gang members enter California prisons or local jails. Due to
11 their control over Hispanic street gangs, Mexican Mafia members
12 and associates are able to direct the drug trafficking
13 activities of Hispanic street gangs, including what territories
14 or areas they are permitted to distribute drugs. Mexican Mafia
15 members and associates also provide permission to distribute
16 drugs and protection inside and outside prison to other criminal
17 groups who provide them with services and/or payments, including
18 Mexico-based drug cartels.

19 5. Since the majority of Mexican Mafia members are
20 incarcerated, Mexican Mafia members and associates in prisons or
21 jails send instructions to local street gangs and other Mexican
22 Mafia members and associates, both inside and outside prison and
23 jail, via telephone calls, prison-system e-mails, letters,
24 including letters mailed to fictitious individuals, and
25 "kites," which are notes smuggled by prisoners. Mexican Mafia
26 members and associates generally use coded language in order to
27 conceal the true nature of their discussions with and
28 instructions to criminal associates. In order to pass on

1 instructions and information from prison and jail, Mexican Mafia
2 members and associates often rely on trusted female associates
3 (known as "secretaries") who communicate with the incarcerated
4 Mexican Mafia members and associates and relay their
5 instructions to others. These secretaries are often treated as
6 respected criminal figures by members of street gangs controlled
7 by and/or affiliated with the Mexican Mafia.

8 6. Defendants FREDDIE MONTES, aka "Freddie Montes" ("F.
9 MONTES"), EFRAIN ISAK ROSALES, aka "Tucàn," aka "Toucan"
10 ("ROSALES"), ADAM RIOS, aka "Blanco," aka "Little Blanco"
11 ("RIOS"), OMAR HUGO ROBLES ("ROBLES"), co-conspirator Hugo
12 Montes ("H. Montes"), and others known and unknown to the Grand
13 Jury, were members and associates of "La Familia Michocàna" drug
14 cartel and its successor, the "Knights Templar" drug cartel (in
15 Spanish, "Los Caballeros Templarios") (hereinafter, both
16 referred to as "La Familia"). La Familia is a large-scale drug
17 cartel and organized crime syndicate based in the Mexican state
18 of Michoacàn, Mexico. La Familia is responsible for the
19 trafficking of hundreds of thousands of pounds of controlled
20 substances, including methamphetamine, from Mexico into the
21 United States, and it controls drug trafficking routes
22 throughout Mexico for the purpose of smuggling drugs into the
23 United States. La Familia has been previously allied with other
24 major drug cartels in Mexico to augment its power and influence
25 in the drug trade.

26 7. The above-stated paragraphs are hereby incorporated by
27 reference in every count of this Indictment.

COUNT ONE

[21 U.S.C. § 846]

A. OBJECTS OF THE CONSPIRACY

Beginning on a date unknown, but no later than in or around January 2011, and continuing to on or about July 18, 2013, in Los Angeles and Orange Counties, within the Central District of California, and elsewhere, defendants RODRIGUEZ-LANDA, MORENO, MONTOYA, F. MONTES, VEGA, JACKSON, SOTO, LOZANO, ROSALES, APODACA, GARCIA, RIOS, and ROBLES, co-conspirator H. Montes, and others known and unknown to the Grand Jury, conspired and agreed with each other to knowingly and intentionally commit, aid and abet the commission of, and willfully cause the commission of, the following offenses:

1. To possess with intent to distribute at least 50 grams of methamphetamine, or at least 500 grams of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii);

2. To distribute at least 50 grams of methamphetamine, or at least 500 grams of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii);

3. To possess with intent to distribute at least 100 kilograms of a mixture or substance containing a detectable amount of marijuana, a Schedule I controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(vii); and

1 4. To distribute at least 100 kilograms of a mixture or
2 substance containing a detectable amount of marijuana, a
3 Schedule I controlled substance, in violation of Title 21,
4 United States Code, Sections 841(a) (1) and 841(b) (1) (B) (vii) .

5 B. MEANS BY WHICH THE OBJECTS OF THE CONSPIRACY WERE TO BE
6 ACCOMPLISHED

7 The objects of the conspiracy were to be accomplished, in
8 substance, as follows:

9 1. Defendants F. MONTES, ROSALES, RIOS, and ROBLES, co-
10 conspirator H. Montes, and other members and associates of La
11 Familia, would distribute and coordinate the distribution of
12 methamphetamine and marijuana to others in the Southern
13 California area, including Los Angeles County, and elsewhere.

14 2. Defendants RODRIGUEZ-LANDA, MORENO, MONTOYA, VEGA,
15 JACKSON, SOTO, LOZANO, and APODACA, and other members and
16 associates of the Mexican Mafia, would assist, facilitate, and
17 aid the possession with intent to distribute and distribution of
18 drugs by members and associates of La Familia by ordering,
19 instructing, and informing Hispanic gang members to protect La
20 Familia drug shipments and sales, to prevent criminal taxation
21 of La Familia drug shipments and sales, and to collect drug
22 debts.

23 3. Defendants RODRIGUEZ-LANDA, MORENO, MONTOYA, VEGA,
24 JACKSON, SOTO, LOZANO, and APODACA, and other members and
25 associates of the Mexican Mafia, would assist, facilitate, and
26 aid the possession with intent to distribute and distribution of
27 drugs by members and associates of La Familia drug cartel by
28 protecting and arranging for the protection of incarcerated

1 members and associates of La Familia from violence and criminal
2 taxation.

3 4. In exchange for the Mexican Mafia's services and
4 protection, members and associates of La Familia, including
5 defendant F. MONTES and co-conspirator H. Montes, would provide
6 thousands of dollars in drug proceeds and pound-quantities of
7 methamphetamine and marijuana at a discounted price to members
8 and associates of the Mexican Mafia.

9 5. Defendants RODRIGUEZ-LANDA, MORENO, SOTO, MONTOYA,
10 VEGA, JACKSON, LOZANO, APODACA, and GARCIA, and other members
11 and associates of the Mexican Mafia, would communicate,
12 including via telephone and in-person meetings, with members and
13 associates of La Familia, in order to discuss how the Mexican
14 Mafia could facilitate the possession with intent to distribute
15 and distribution of drugs by members and associates of La
16 Familia within the United States.

17 6. Defendants MORENO, MONTOYA, VEGA, JACKSON, SOTO,
18 LOZANO, and APODACA, and other members and associates of the
19 Mexican Mafia, would distribute, send, and arrange the delivery
20 of drug proceeds provided by members and associates of La
21 Familia to incarcerated members of the Mexican Mafia.

22 7. Defendants F. MONTES, LOZANO, and APODACA, co-
23 conspirator H. Montes, and others known and unknown to the Grand
24 Jury, would facilitate communications between members and
25 associates of La Familia to incarcerated Mexican Mafia members
26 and associates.

27 8. Defendants MORENO, MONTOYA, SOTO, LOZANO, and APODACA
28 would facilitate communications about the drug trafficking

1 alliance of La Familia and the Mexican Mafia between
2 incarcerated Mexican mafia members and out-of-custody Mexican
3 Mafia members and associates.

4 9. Defendant SOTO would pick up and deliver proceeds
5 derived from the sale of drugs supplied by defendant F. MONTES.

6 10. Defendant C. GARCIA would, at the direction of
7 defendant VEGA, transport controlled substances and drug
8 proceeds, and would communicate messages about drug transactions
9 between VEGA and others.

10 11. Defendants RIOS and ROBLES would, at the direction of
11 defendant F. MONTES, transport to others, including to defendant
12 VEGA, methamphetamine sold by La Familia members and associates
13 at a discounted price.

14 12. Defendant RIOS, would, at the direction of defendant
15 F. MONTES, transport drug proceeds.

16 C. OVERT ACTS

17 In furtherance of the conspiracy and to accomplish the
18 objects of the conspiracy, defendants RODRIGUEZ-LANDA, MORENO,
19 MONTOYA, F. MONTES, VEGA, JACKSON, SOTO, LOZANO, ROSALES,
20 APODACA, GARCIA, RIOS, and ROBLES, co-conspirator H. Montes, and
21 others known and unknown to the Grand Jury, committed various
22 overt acts within the Central District of California, and
23 elsewhere, including, but not limited to, the following:

24 1. On or about January 25, 2011, in a telephone
25 conversation using coded language, defendants RODRIGUEZ-LANDA
26 and APODACA discussed helping three brothers, defendant F.
27 MONTES, unindicted co-conspirator C.M., and co-conspirator H.
28 Montes, with issues related to the brothers' drug trafficking,

1 and RODRIGUEZ-LANDA said he would ask defendant MORENO to assist
2 the brothers.

3 2. On or about January 25, 2011, defendant RODRIGUEZ-
4 LANDA, in a telephone conversation using coded language, told
5 defendant APODACA to not use his name over the telephone, but
6 instead to refer to him in coded language, and that RODRIGUEZ-
7 LANDA was calling on another inmate's prison telephone account.

8 3. On or about January 27, 2011, defendants APODACA and
9 LOZANO facilitated telephone calls between defendant RODRIGUEZ-
10 LANDA and co-conspirator H. Montes to discuss an alliance
11 between the Mexican Mafia and La Familia, referred to as the
12 "Project."

13 4. On or about January 27, 2011, co-conspirator H.
14 Montes, in a telephone conversation using coded language,
15 discussed with defendant RODRIGUEZ-LANDA the Project, and H.
16 Montes said that he wanted RODRIGUEZ-LANDA to be the leader of
17 the Project.

18 5. On or about January 27, 2011, co-conspirator H.
19 Montes, in a telephone conversation using coded language, told
20 defendant RODRIGUEZ-LANDA that "the Project is very large" and
21 that it was for the benefit of RODRIGUEZ-LANDA and all Mexican
22 Mafia members.

23 6. On or about January 27, 2011, co-conspirator H.
24 Montes, in a telephone conversation using coded language, told
25 defendant RODRIGUEZ-LANDA that the Project involved the head of
26 La Familia in Michoacán, Mexico, who H. Montes wanted RODRIGUEZ-
27 LANDA to go to Mexico to meet, and RODRIGUEZ-LANDA said that
28

1 upon being released from prison and deported he would remain in
2 Mexico.

3 7. On or about January 27, 2011, defendant RODRIGUEZ-
4 LANDA, in a telephone conversation using coded language, agreed
5 to assist in the Project and told co-conspirator H. Montes that
6 he would assist in any way he could from prison, including
7 through use of the telephone, and that RODRIGUEZ-LANDA had the
8 support of "la Bay," referring to incarcerated Mexican Mafia
9 members at Pelican Bay State Prison.

10 8. On or about January 27, 2011, defendant RODRIGUEZ-
11 LANDA, in a telephone conversation using coded language, told
12 co-conspirator H. Montes that RODRIGUEZ-LANDA hoped to be
13 released from prison soon, but that he trusted defendant MORENO,
14 who was not incarcerated at the time, to assist in the Project
15 while RODRIGUEZ-LANDA was incarcerated.

16 9. On or about January 27, 2011, in a telephone
17 conversation using coded language, defendant RODRIGUEZ-LANDA and
18 co-conspirator H. Montes discussed sending money to RODRIGUEZ-
19 LANDA and putting money in his prison account, and H. Montes
20 agreed to send RODRIGUEZ-LANDA \$1,500 and said that the head of
21 La Familia wanted to send \$100,000 to RODRIGUEZ-LANDA.

22 10. On or about January 27, 2011, co-conspirator H.
23 Montes, in a telephone conversation using coded language, agreed
24 to provide monetary support to defendant APODACA in return for
25 her assistance in facilitating communication between defendant
26 RODRIGUEZ-LANDA and co-conspirator H. Montes.

27 11. On or about January 28, 2011, defendant RODRIGUEZ-
28 LANDA, in a telephone conversation using coded language, told

1 defendant APODACA to tell defendant F. MONTES and co-conspirator
2 H. Montes that they had the support of RODRIGUEZ-LANDA and
3 incarcerated Mexican Mafia Members at Pelican Bay State Prison,
4 and that RODRIGUEZ-LANDA was going to protect them and their
5 incarcerated brother, unindicted co-conspirator C.M.

6 12. On or about February 8, 2011, defendant LOZANO, in a
7 telephone conversation using coded language, told an unindicted
8 co-conspirator that he was calling on behalf of defendant
9 RODRIGUEZ-LANDA, the "boss," about the status of a drug deal
10 involving \$19,000 worth of drugs that also involved defendant
11 MORENO, and the unindicted co-conspirator said he was ready to
12 conduct the drug deal.

13 13. On or about February 21, 2011, defendants F. MONTES
14 and ROSALES and co-conspirator H. Montes met with a Mexican
15 Mafia member who, unbeknownst to defendants and their co-
16 conspirators, was acting as a confidential informant ("CI-1"),
17 to discuss an alliance between the Mexican Mafia and La Familia.

18 14. On or about February 21, 2011, defendant F. MONTES, in
19 a conversation using coded language, told CI-1 that he,
20 defendant ROSALES, and co-conspirator H. Montes represent a "big
21 Project" on behalf of "La Familia de Michoacán" drug cartel, and
22 that they wanted to make a formal agreement with members of the
23 Mexican Mafia.

24 15. On or about February 21, 2011, defendant F. MONTES, in
25 a conversation using coded language, told CI-1 that he had known
26 defendant RODRIGUEZ-LANDA since 1991, and that RODRIGUEZ-LANDA
27 would lead the Project because he is from Michoacán, Mexico.

1 16. On or about February 21, 2011, defendant F. MONTES, in
2 a conversation using coded language, told CI-1 that La Familia
3 wanted to provide the Mexican Mafia with money for all of the
4 Mexican Mafia's members so that the cartel's members would be
5 protected when they sell pounds of methamphetamine on the street
6 and when they enter prison.

7 17. On or about February 21, 2011, in a conversation using
8 coded language, defendants F. MONTES and ROSALES and CI-1
9 discussed having representatives of the Mexican Mafia travel
10 into Mexico to meet with "leaders of the cartel" to discuss what
11 La Familia expected from the Mexican Mafia and what the Mexican
12 Mafia wanted from the cartel.

13 18. On or about February 21, 2011, defendant ROSALES, in a
14 conversation using coded language, told CI-1 that he would
15 return to Mexico, but that defendant F. MONTES and co-
16 conspirator H. Montes would stay in the United States to
17 represent La Familia's interests.

18 19. On or about February 21, 2011, defendant F. MONTES, in
19 a conversation using coded language, told CI-1 that La Familia
20 did not want any publicity for the "Project," and that if F.
21 MONTES, defendant ROSALES, co-conspirator H. Montes, CI-1, and
22 others got caught carrying out the Project, they were "f**king
23 with the RICO Act."

24 20. On or about February 21, 2011, defendant ROSALES, in a
25 conversation using coded language, told CI-1 that La Familia
26 wanted a "union" with the Mexican Mafia in which the Mexican
27 Mafia would support the cartel with whatever problems the cartel
28 had in the United States distributing drugs.

1 21. On or about February 21, 2011, in a conversation using
2 coded language, defendants F. MONTES and ROSALES, co-conspirator
3 H. Montes, and CI-1 discussed how, through the Project, the
4 Mexican Mafia would provide La Familia members with "free rein"
5 to sell methamphetamine in areas controlled by the Mexican Mafia
6 and prevent gang members from robbing cartel members, and how
7 Mexican Mafia members could also obtain pounds of
8 methamphetamine for further distribution as well.

9 22. On or about February 21, 2011, defendant ROSALES, in a
10 conversation using coded language, told CI-1 that La Familia was
11 at a level a little higher than the drug trafficking
12 organization of "Chapo Guzman" (referring to Joaquín Guzmán
13 Loera, the head of the Sinaloa drug cartel), and ROSALES and co-
14 conspirator H. Montes discussed the fact that La Familia's
15 former leader, Nazario Moreno, had recently been shot and
16 killed.

17 23. On or about February 21, 2011, defendant F. MONTES, in
18 a conversation using coded language, told CI-1 that he went to
19 Mexico in November 2010 to meet with leaders of La Familia and
20 was asked by those leaders to arrange the Project, and, as a
21 result, F. MONTES came back and reached out to defendant
22 RODRIGUEZ-LANDA, who put him in contact with defendant MORENO as
23 a person RODRIGUEZ-LANDA trusted.

24 24. On or about February 22, 2011, defendant APODACA, in a
25 telephone conversation using coded language, told defendant
26 RODRIGUEZ-LANDA that she was present with defendant F. MONTES
27 and co-conspirator H. Montes, and APODACA facilitated a
28

1 telephone call between RODRIGUEZ-LANDA and H. Montes to discuss
2 the Project.

3 25. On or about February 22, 2011, co-conspirator H.
4 Montes, in a telephone conversation using coded language, told
5 defendant RODRIGUEZ-LANDA that "the Project is big" and would be
6 appreciated by RODRIGUEZ-LANDA, and that H. Montes and his
7 people were "1000%" with RODRIGUEZ-LANDA.

8 26. On or about February 22, 2011, defendant RODRIGUEZ-
9 LANDA, in a telephone conversation using coded language, told
10 co-conspirator H. Montes that RODRIGUEZ-LANDA is calm and
11 handles things well, while CI-1 did not handle things well, and
12 that H. Montes and defendant F. MONTES should confide in
13 RODRIGUEZ-LANDA as he would take care of all of them, including
14 their brother, unindicted co-conspirator C.M., who was
15 incarcerated.

16 27. On or about February 22, 2011, defendant RODRIGUEZ-
17 LANDA, in a telephone conversation using coded language, told
18 co-conspirator H. Montes that RODRIGUEZ-LANDA was in
19 communication and good standing with "La Playa," referring to
20 incarcerated Mexican Mafia members at Pelican Bay State Prison.

21 28. On or about February 22, 2011, co-conspirator H.
22 Montes, in a telephone conversation using coded language, told
23 defendant RODRIGUEZ-LANDA to instruct defendant F. MONTES and H.
24 Montes on what to do and they would do it, and that F. MONTES
25 and H. Montes wanted RODRIGUEZ-LANDA in charge of the Project.

26 29. On or about February 22, 2011, defendant RODRIGUEZ-
27 LANDA, in a telephone conversation using coded language, told
28 co-conspirator H. Montes that RODRIGUEZ-LANDA trusted defendant

1 MORENO to carry out the Project, but did not want CI-1 involved,
2 and H. Montes said that MORENO had sent defendant F. MONTES and
3 H. Montes to CI-1.

4 30. On or about February 22, 2011, defendant RODRIGUEZ-
5 LANDA, in a telephone conversation using coded language, told
6 co-conspirator H. Montes that RODRIGUEZ-LANDA's prison telephone
7 privileges were limited and that RODRIGUEZ-LANDA would have his
8 cellmate communicate directives regarding the Project to
9 defendant APODACA, who would relay those directives to defendant
10 F. MONTES and H. Montes.

11 31. On or about February 22, 2011, defendant LOZANO, in a
12 telephone conversation using coded language, told defendant
13 APODACA that defendant RODRIGUEZ-LANDA trusted defendant MORENO
14 to be involved in the Project, but did not want CI-1 involved,
15 and LOZANO said he and RODRIGUEZ-LANDA would be providing
16 further instruction about the Project.

17 32. On or about February 25, 2011, defendant MONTOYA, in a
18 telephone conversation using coded language, discussed with CI-1
19 obtaining drug proceeds from defendant F. MONTES and co-
20 conspirator H. Montes, and MONTOYA said he had names of
21 incarcerated Mexican Mafia members to whom they could distribute
22 the money.

23 33. On or about February 25, 2011, defendant MONTOYA, in a
24 telephone conversation using coded language, discussed with CI-1
25 obtaining from MONTOYA, defendant MORENO, and others the names
26 of 40 incarcerated Mexican Mafia members to whom they could send
27 drug proceeds provided to the Mexican Mafia by La Familia, and
28

1 MONTOYA discussed travelling to Mexico to meet with leaders of
2 La Familia.

3 34. On or about February 25, 2011, defendant APODACA, in a
4 telephone conversation using coded language, told defendant
5 LOZANO that she had spoken with co-conspirator H. Montes and
6 that H. Montes was asking for direction from defendant
7 RODRIGUEZ-LANDA with regard to the Project, and LOZANO agreed to
8 speak with RODRIGUEZ-LANDA about the Project.

9 35. On or about February 25, 2011, in a telephone
10 conversation using coded language, defendant MORENO and CI-1
11 discussed sending drug proceeds to "carnales" (referring to
12 other Mexican Mafia members) as part of the Project, and MORENO
13 said he was in communication with defendant RODRIGUEZ-LANDA.

14 36. On or about February 26, 2011, defendant MONTOYA, in a
15 telephone conversation using coded language, told CI-1 that
16 MONTOYA would travel to Michoacán, Mexico to further the
17 Project.

18 37. On or about March 2, 2011, in a telephone conversation
19 using coded language, defendant MORENO and CI-1 discussed
20 sending drug proceeds obtained from La Familia to a list of
21 incarcerated Mexican Mafia members as part of the Project to
22 show the incarcerated Mexican Mafia members how serious the
23 Project was.

24 38. On or about March 8, 2011, defendant APODACA, in a
25 telephone conversation using coded language, told defendant
26 LOZANO that defendant F. MONTES, co-conspirator H. Montes, and
27 their group were currently moving forward with the Project, but
28 that it was understood that defendant RODRIGUEZ-LANDA would be

1 "on top" of the Project upon his release, and LOZANO said that
2 was "perfect."

3 39. On or about March 9, 2011, in a telephone conversation
4 using coded language, defendant MORENO and CI-1 discussed
5 meeting later that day to discuss the Project and divide
6 approximately \$30,000 in drug proceeds that La Familia was going
7 to give them, and MORENO said that there should be no complaints
8 so long as they ensured that there was money for "everybody,"
9 referring to all Mexican Mafia members.

10 40. On or about March 9, 2011, defendant F. MONTES
11 delivered approximately \$24,400 in drug proceeds to CI-1 in
12 furtherance of the Project.

13 41. On or about March 9, 2011, defendant MORENO and CI-1
14 met in Fresno, California, and CI-1 showed MORENO the
15 approximately \$24,400 in drug proceeds CI-1 had received from
16 defendant F. MONTES earlier that day and gave MORENO
17 approximately \$17,400 of the drug proceeds.

18 42. On or about March 9, 2011, in a conversation using
19 coded language, CI-1 explained to defendant MORENO that CI-1 had
20 instructed defendant F. MONTES to take out defendant RODRIGUEZ-
21 LANDA's portion of the \$30,000 in drug proceeds before giving
22 the drug proceeds to CI-1.

23 43. On or about March 9, 2011, in a conversation using
24 coded language, defendant MORENO and CI-1 discussed assisting La
25 Familia by providing protection for associates of the cartel
26 engaged in drug sales in the United States and collecting drug
27 proceeds for the cartel, and MORENO discussed obtaining drugs
28 from the cartel.

1 44. On or about March 9, 2011, in a conversation using
2 coded language, defendant MORENO told CI-1 that the Project was
3 designed to benefit "everybody" in the Mexican Mafia.

4 45. On or about March 9, 2011, in a conversation using
5 coded language, defendant MORENO and CI-1 discussed traveling to
6 Michoacán, Mexico to meet with leaders of La Familia.

7 46. On or about March 15, 2011, defendant APODACA
8 facilitated a telephone conversation between co-conspirator H.
9 Montes and defendants RODRIGUEZ-LANDA and LOZANO to discuss the
10 Project.

11 47. On or about March 15, 2011, defendant LOZANO, in a
12 telephone conversation using coded language, told co-conspirator
13 H. Montes that defendant RODRIGUEZ-LANDA's word carries great
14 weight, and that H. Montes and his group had the support of
15 RODRIGUEZ-LANDA and LOZANO.

16 48. On or about March 15, 2011, in a telephone
17 conversation using coded language, defendant LOZANO and co-
18 conspirator H. Montes discussed making sure that defendant
19 RODRIGUEZ-LANDA gets out of prison as soon as possible so that
20 RODRIGUEZ-LANDA could lead the Project.

21 49. On or about March 15, 2011, co-conspirator H. Montes,
22 in a telephone conversation using coded language, told defendant
23 LOZANO that H. Montes and his group would be proceeding with the
24 Project while defendant RODRIGUEZ-LANDA was in prison, but that
25 RODRIGUEZ-LANDA would lead the Project on behalf of the Mexican
26 Mafia when he was released from prison.

27 50. On or about March 15, 2011, in a telephone
28 conversation using coded language, defendant LOZANO and co-

1 conspirator H. Montes discussed having H. Montes and his group
2 provide money to defendants RODRIGUEZ-LANDA, LOZANO, and
3 APODACA; and LOZANO said he would be calling periodically, on
4 behalf of RODRIGUEZ-LANDA, to check in with H. Montes about the
5 Project.

6 51. On or about March 15, 2011, defendant MORENO, in a
7 telephone conversation using coded language, told defendant
8 LOZANO that MORENO was proceeding with the Project and would do
9 whatever defendant RODRIGUEZ-LANDA wanted MORENO to do; and
10 LOZANO, in the presence of RODRIGUEZ-LANDA, said that RODRIGUEZ-
11 LANDA approved of MORENO's work on the Project.

12 52. On or about March 15, 2011, defendant MORENO, in a
13 telephone conversation using coded language, told defendant
14 LOZANO that MORENO would take care of issues that certain
15 incarcerated gang members had with unindicted co-conspirator
16 C.M., and LOZANO said C.M. was a good friend of defendant
17 RODRIGUEZ-LANDA.

18 53. On or about April 1, 2011, defendants MONTOYA and VEGA
19 and CI-1 met with defendant F. MONTES and co-conspirator H.
20 Montes to discuss the benefits of the Project and MONTOYA and
21 VEGA travelling to Michoacán, Mexico, to represent the Mexican
22 Mafia in a meeting with the leaders of La Familia; and
23 defendants MONTOYA and VEGA agreed to make the trip.

24 54. On or about April 1, 2011, in a conversation using
25 coded language, defendant F. MONTES told defendants MONTOYA and
26 VEGA that F. MONTES could supply a "hundred kilos" of
27 methamphetamine.

1 55. On or about April 3, 2011, defendants MONTOYA and
2 VEGA, along with defendant F. MONTES and co-conspirator H.
3 Montes, left the United States and travelled to Michoacán,
4 Mexico, to meet with leaders of La Familia and discuss the
5 alliance between the Mexican Mafia and La Familia. MONTOYA was
6 on parole at the time of this trip and removed his electronic
7 monitoring ankle device in order to travel to Mexico.

8 56. On or about April 3, 2011, defendant MONTOYA, in a
9 telephone conversation using coded language, discussed with CI-1
10 his trip to Michoacán, Mexico, to meet with the leaders of La
11 Familia.

12 57. From on or about April 3, 2011 to on or about April 6,
13 2011, in Michoacán, Mexico, defendants MONTOYA, VEGA, and F.
14 MONTES met with leaders of La Familia, including defendant
15 ROSALES, and discussed the alliance between the Mexican Mafia
16 and La Familia which would further the trafficking of drugs into
17 and within the United States.

18 58. On or about April 5, 2011, defendant MONTOYA, in a
19 telephone conversation using coded language, told CI-1 that
20 MONTOYA was in Mexico meeting with leaders of La Familia and
21 that the cartel had been wanting to work with the Mexican Mafia
22 for a long time.

23 59. On or about April 5, 2011, defendant MONTOYA, in a
24 telephone conversation using coded language, told CI-1 that
25 MONTOYA believed that La Familia would offer the Mexican Mafia
26 unlimited amounts of drug proceeds as part of the Project.

1 60. On or about April 6, 2011, defendants F. MONTES and
2 MONTOYA, in a telephone conversations using coded language,
3 informed CI-1 that they would return from Mexico the next day.

4 61. On or about April 11, 2011, defendant VEGA, in a
5 conversation using coded language, informed CI-1 that, during
6 meetings in Michoacán, Mexico, the leadership of La Familia told
7 VEGA that the cartel needed the help of the Mexican Mafia to
8 collect debts in the United States, needed protection in U.S.
9 prisons for members or associates of the cartel, and wanted a
10 member of La Familia to become a member of the Mexican Mafia.
11 and, in exchange, the cartel would provide money and drugs,
12 namely, "a lot of keys."

13 62. On or about April 11, 2011, in a conversation using
14 coded language, defendant VEGA told CI-1 that VEGA had "people
15 all over" to help with the Project.

16 63. On or about April 16, 2011, defendant MONTOYA, in a
17 telephone conversation using coded language, told CI-1 that
18 MONTOYA was in Mexico trying to return to the United States, but
19 that La Familia was taking care of him, along with defendant F.
20 MONTES, at a resort.

21 64. On or about April 18, 2011, defendant MONTOYA, in a
22 conversation using coded language, informed CI-1 that, during
23 meetings in Michoacán, Mexico, the leadership of La Familia had
24 told MONTOYA that the cartel wanted to do the Project, which
25 would involve hundreds of kilograms and pounds of drugs, that
26 defendant F. MONTES and co-conspirator H. Montes would act as
27 the representatives of the cartel in the United States, that
28 drugs of poor quality from the cartel could be returned to the

1 cartel, and that the cartel would provide "financial start-up"
2 for the Project.

3 65. On or about April 18, 2011, defendant MONTOYA, in a
4 conversation using coded language, told CI-1 that, during
5 meetings in Michoacán, Mexico, MONTOYA informed the leadership
6 of La Familia that the Mexican Mafia would not just focus on the
7 "illegal aspects" of the Project but also on the "bank[ing]" of
8 illegal proceeds.

9 66. On or about April 18, 2011, defendant MONTOYA, in a
10 conversation using coded language, told CI-1 that MONTOYA's
11 efforts in regards to the Project were being done in order to
12 benefit the Mexican Mafia.

13 67. On or about April 19, 2011, defendant APODACA, in a
14 telephone conversation using coded language, told defendant
15 LOZANO that defendant F. MONTES and co-conspirator H. Montes
16 were continuing to work on the Project with defendant MORENO and
17 CI-1, and LOZANO said he did not like the idea of CI-1 being
18 involved and would contact MORENO to discuss CI-1's involvement
19 in the Project.

20 68. On or about April 19, 2011, co-conspirator H. Montes,
21 in a telephone conversation using coded language, told defendant
22 LOZANO that H. Montes had gone with defendant MONTOYA to
23 Michoacán, Mexico, to meet with leaders of La Familia, but that
24 they had not taken CI-1, and LOZANO said MONTOYA was a
25 trustworthy person, but that H. Montes should be careful with
26 CI-1.

27 69. On or about April 19, 2011, co-conspirator H. Montes,
28 in a telephone conversation using coded language, told defendant

1 LOZANO that H. Montes would send drug proceeds to defendant
2 RODRIGUEZ-LANDA.

3 70. On or about April 20, 2011, in a telephone
4 conversation using coded language, defendants LOZANO and APODACA
5 discussed the fact that defendant RODRIGUEZ-LANDA and other
6 Mexican Mafia members did not want CI-1 involved with the
7 Project and that they were looking out for all Mexican Mafia
8 members through the Project, and LOZANO inquired with APODACA
9 about drug proceeds co-conspirator H. Montes wished to send to
10 RODRIGUEZ-LANDA.

11 71. On or about April 21, 2011, in a conversation using
12 coded language, defendant VEGA told defendants MONTOYA and F.
13 MONTES and CI-1 that VEGA had gang members across the country to
14 help distribute drugs as part of the Project, and F. MONTES
15 stated he could sell a pound of methamphetamine to MONTOYA and
16 VEGA for \$9,000, a below market rate.

17 72. On or about April 21, 2011, in a conversation using
18 coded language, defendant F. MONTES agreed to make available to
19 defendants MONTOYA and VEGA and CI-1 \$300,000 as the start of a
20 "pot" of money that would be used for the purchase of drugs as
21 part of the Project.

22 73. On or about April 21, 2011, in a conversation using
23 coded language, defendant F. MONTES agreed to provide defendants
24 VEGA and MONTOYA with large amounts of marijuana and other drugs
25 to distribute in order to generate monies for the "pot" of money
26 that would be used to further the Project. MONTOYA agreed to
27 "push" drugs provided by F. MONTES as part of the Project, and
28

1 VEGA agreed to take "five to ten" pounds of methamphetamine from
2 F. MONTES.

3 74. On or about April 22, 2011, defendant MONTOYA, in a
4 telephone conversation using coded language, told CI-1 that
5 defendant F. MONTES and co-conspirator H. Montes had sent a
6 half-pound of methamphetamine to defendant VEGA, but the quality
7 of the drugs was not as high as a prior drug delivery.

8 75. On or about April 24, 2011, co-conspirator H. Montes,
9 in a telephone conversation using coded language, told defendant
10 LOZANO that La Familia had given H. Montes \$300,000 in drug
11 proceeds to deliver to defendant RODRIGUEZ-LANDA as part of the
12 Project, and LOZANO told H. Montes that RODRIGUEZ-LANDA "trusts"
13 H. Montes and that H. Montes should hold onto the money for
14 RODRIGUEZ-LANDA.

15 76. On or about April 24, 2011, defendant MONTOYA, in a
16 telephone conversation using coded language, discussed with CI-1
17 obtaining drugs from La Familia, and MONTOYA said that Mexican
18 Mafia members were not drug dealers but rather drug
19 distributors.

20 77. On or about April 24, 2011, defendant LOZANO, in a
21 telephone conversation using coded language, told co-conspirator
22 H. Montes to send drug proceeds to LOZANO and another inmate on
23 behalf of defendant RODRIGUEZ-LANDA.

24 78. On or about April 30, 2011, defendant MONTOYA, in a
25 telephone conversation using coded language, told CI-1 that
26 defendant F. MONTES and co-conspirator H. Montes had given
27 MONTOYA a car and would be giving him a residence in Mexico.

1 79. On or about May 2, 2011, in a conversation using coded
2 language, defendant VEGA told defendant F. MONTES and co-
3 conspirator H. Montes that VEGA wanted to purchase drugs from
4 them and that VEGA sells pound quantities of methamphetamine.

5 80. On or about May 2, 2011, in a meeting using coded
6 language, defendant F. MONTES told defendant VEGA and CI-1 that
7 he had the money for the Project and proposed another trip to
8 Michoacán, Mexico, to meet with leaders of La Familia in order
9 to discuss the Project.

10 81. On or about May 16, 2011, defendants MONTOYA and VEGA
11 and CI-1 met with defendant F. MONTES and co-conspirator H.
12 Montes and discussed the progress of the Project.

13 82. On or about June 6, 2011, CI-1, in a telephone
14 conversation using coded language, told defendant MORENO that
15 CI-1 and others were going to meet with defendant F. MONTES and
16 co-conspirator H. Montes in the near future to obtain drug
17 proceeds, and CI-1 and others would then travel to MORENO's
18 location with the money in order to get it distributed to
19 incarcerated Mexican Mafia members.

20 83. On or about June 7, 2011, in a telephone conversation
21 using coded language, defendant MONTOYA and CI-1 discussed
22 picking up drug proceeds from defendant F. MONTES and co-
23 conspirator H. Montes and then traveling to defendant MORENO's
24 location to divide the money among defendants MORENO, MONTOYA,
25 and VEGA, and CI-1, for distribution to incarcerated Mexican
26 Mafia members, and MONTOYA said he would travel to Mexico to
27 further the Project.

1 84. On or about June 8, 2011, defendants MONTOYA and VEGA
2 and CI-1 met with defendants F. MONTES and RIOS and co-
3 conspirator H. Montes to discuss the Project, and F. MONTES gave
4 MONTOYA, VEGA, and CI-1 approximately \$59,000 in drug proceeds
5 as payment for the alliance between the Mexican Mafia and La
6 Familia.

7 85. On or about June 8, 2011, in a telephone conversation
8 using coded language, defendant MORENO and CI-1 discussed
9 meeting at MORENO's location later that day to deliver the drug
10 proceeds obtained from defendant F. MONTES and co-conspirator H.
11 Montes on behalf of La Familia.

12 86. On or about June 8, 2011, defendant MORENO met with
13 defendants MONTOYA and VEGA and CI-1 at MORENO's residence in
14 Fresno, California, to discuss the Project, and the four divided
15 the approximately \$59,000 in drug proceeds delivered earlier
16 that day by defendant F. MONTES on behalf of La Familia and
17 agreed to distribute portions of the money to incarcerated
18 Mexican Mafia members.

19 87. On or about June 8, 2011, defendants MORENO and
20 MONTOYA and CI-1, in the presence of defendant VEGA, voted and
21 agreed to make VEGA a member of the Mexican Mafia.

22 88. On or about June 10, 2011, defendant MORENO, in a
23 telephone conversation using coded language, told CI-1 that
24 MORENO had sent drug proceeds provided on behalf of La Familia
25 to incarcerated Mexican Mafia members, and MORENO said that he
26 had contacted inmates to spread the word about the Project and
27 about the money being distributed to incarcerated Mexican Mafia
28 members.

1 89. On or about June 24, 2011, defendant MONTOYA, in a
2 telephone conversation using coded language, told CI-1 that
3 MONTOYA had already taken care of sending drug proceeds provided
4 on behalf of La Familia to all the incarcerated Mexican Mafia
5 members for whom MONTOYA was responsible.

6 90. On or about June 28, 2011, defendant MORENO, in a
7 telephone conversation using coded language, told CI-1 that
8 MORENO had already sent drug proceeds provided on behalf of La
9 Familia to six incarcerated Mexican Mafia members and that
10 MORENO was continuing to send money to incarcerated Mexican
11 Mafia members.

12 91. On or about July 5, 2011, defendant VEGA and CI-1 met
13 with defendant F. MONTES and co-conspirator H. Montes, and VEGA
14 agreed to assist with the drug distribution portion of the
15 alliance between the Mexican Mafia and La Familia.

16 92. On or about July 5, 2011, defendant MONTOYA, in a
17 telephone conversation using coded language, told CI-1 that he
18 had obtained a pound of methamphetamine from defendant F. MONTES
19 and co-conspirator H. Montes, that the price was \$9,500 per
20 pound, and that the methamphetamine was of high quality.

21 93. On or about July 14, 2011, defendants MONTOYA, VEGA,
22 F. MONTES, and RIOS, co-conspirator H. Montes, and CI-1, met
23 with numerous other members of street gangs from across Southern
24 California to inform the gang members about the alliance between
25 the Mexican Mafia and La Familia.

26 94. On or about July 27, 2011, defendant RODRIGUEZ-LANDA,
27 in a letter using coded language, told an unindicted co-
28 conspirator that the "Project" does not pertain to CI-1, but

1 rather was to be controlled by RODRIGUEZ-LANDA and others,
2 including "Las Playas," referring to incarcerated Mexican Mafia
3 members at Pelican Bay State Prison.

4 95. On or about July 27, 2011, defendant RODRIGUEZ-LANDA,
5 in a letter using coded language, told an unindicted co-
6 conspirator to instruct co-conspirator H. Montes to deal only
7 with RODRIGUEZ-LANDA and his associates, and told the unindicted
8 co-conspirator to destroy the letter after reading it.

9 96. On or about August 11, 2011, defendant VEGA and CI-1
10 met with co-conspirator H. Montes, and H. Montes delivered
11 approximately \$24,020 in drug proceeds to VEGA and CI-1 in
12 furtherance of the Project, and H. Montes agreed that an
13 additional \$100,000 in drug proceeds would be paid to the
14 Mexican Mafia on behalf of La Familia at a later time.

15 97. On or about August 19, 2011, defendant VEGA and CI-1
16 met with co-conspirator H. Montes, and H. Montes delivered
17 approximately \$22,340 in drug proceeds to VEGA and CI-1 in
18 furtherance of the Project.

19 98. On or about August 22, 2011, defendant MORENO met with
20 CI-1 and obtained from CI-1 approximately \$14,720 in drug
21 proceeds and 15 money orders worth \$500 that MORENO understood
22 had been funded with drug proceeds from the Project; and, in a
23 conversation using coded language, MORENO agreed to distribute
24 the money and money orders to other incarcerated Mexican Mafia
25 members in furtherance of the Project.

26 99. On or about August 22, 2011, in a conversation using
27 coded language, defendant MORENO and CI-1 discussed maintaining
28 "receipts" of the money that they were sending to other Mexican

1 Mafia members so that they would have records that they had in
2 fact distributed drug proceeds to Mexican Mafia members in
3 furtherance of the Project.

4 100. On or about August 22, 2011, in a conversation using
5 coded language, defendant MORENO and CI-1 discussed obtaining
6 pounds of methamphetamine from La Familia at discount rates, and
7 MORENO said that Mexican Mafia members should be getting pounds
8 of methamphetamine at cheaper rates than what others were paying
9 for pounds of methamphetamine.

10 101. On or about August 22, 2011, in a conversation using
11 coded language, defendant MORENO and CI-1 discussed whether
12 defendant F. MONTES, co-conspirator H. Montes, and other
13 representatives of La Familia were providing drug proceeds to
14 defendant RODRIGUEZ-LANDA for his role in the Project, and
15 MORENO and the CI discussed having RODRIGUEZ-LANDA and defendant
16 SOTO assist with the Project from Mexico.

17 102. On or about September 7, 2011, defendant APODACA, in a
18 telephone conversation using coded language, spoke with an
19 unindicted co-conspirator and agreed to arrange a
20 methamphetamine transaction on behalf of defendant RODRIGUEZ-
21 LANDA.

22 103. On or about September 7, 2011, defendant APODACA, in a
23 telephone conversation using coded language, told an unindicted
24 co-conspirator that CI-1 had received a large amount of drug
25 proceeds from defendant F. MONTES, co-conspirator H. Montes, and
26 La Familia as part of the Project, and that other Mexican Mafia
27 members and associates did not want CI-1 to lead the Project.

1 104. On or about September 22, 2011, defendant VEGA and CI-
2 1 met with numerous other Hispanic street gang members to
3 discuss the alliance between the Mexican Mafia and La Familia.

4 105. On or about September 23, 2011, defendant VEGA and CI-
5 1 met with numerous other Hispanic street gang members to
6 discuss the alliance between the Mexican Mafia and La Familia,
7 including the drugs that La Familia would make available to the
8 gang members.

9 106. On or about September 27, 2011, defendant APODACA gave
10 unindicted co-conspirator M.M., who was a member of the Mexican
11 Mafia, the telephone number for co-conspirator H. Montes, and
12 APODACA said that La Familia had given Mexican Mafia members a
13 large amount of money and everything was going well with the
14 Project.

15 107. On or about September 27, 2011, unindicted co-
16 conspirator M.M., in a telephone conversation using coded
17 language, told co-conspirator H. Montes to send defendant
18 RODRIGUEZ-LANDA \$1,000 in drug proceeds, and H. Montes agreed to
19 do so.

20 108. On or about September 30, 2011, defendant APODACA, in
21 a telephone conversation using coded language, told unindicted
22 co-conspirator M.M. that she had sent defendant RODRIGUEZ-LANDA
23 \$1,000 in drug proceeds.

24 109. On or about October 10, 2011, in telephone
25 conversations using coded language, defendant VEGA asked co-
26 conspirator H. Montes if H. Montes had 100 pounds (approximately
27 45 kilograms) of marijuana for sale that VEGA intended to sell
28

1 to a third party; and H. Montes responded that he did have
2 marijuana for sale and provided the prices for the marijuana.

3 110. On or about October 10, 2011, in telephone
4 conversations using coded language, defendant C. GARCIA agreed
5 to bring drugs to defendant VEGA in order for VEGA to show the
6 drugs to a potential customer.

7 111. On or about October 10, 2011, in telephone
8 conversations using coded language, defendant C. GARCIA informed
9 defendant VEGA that an unindicted co-conspirator had a problem
10 with drugs that were provided by VEGA, and VEGA told C. GARCIA
11 to inform the unindicted co-conspirator to do the drug deal
12 anyways, and C. GARCIA agreed to do so.

13 112. On or about October 10, 2011, in telephone
14 conversations using coded language, defendant VEGA instructed
15 defendant C. GARCIA to ask an unindicted co-conspirator if the
16 unindicted co-conspirator had sold the drugs that were provided
17 by VEGA, and C. GARCIA agreed to do so.

18 113. On or about October 11, 2011, in telephone
19 conversations using coded language, defendant C. GARCIA informed
20 defendant VEGA that an unindicted co-conspirator, who had
21 received drugs from VEGA, would have drug proceeds available for
22 VEGA later that evening, and VEGA told C. GARCIA to inform the
23 unindicted co-conspirator to have the money ready to be picked
24 up.

25 114. On or about October 11, 2011, in telephone
26 conversations using coded language, defendant VEGA asked
27 defendant F. MONTES if he had 100 pounds (approximately 45
28

1 kilograms) of marijuana ready for pick up, and F. MONTES told
2 VEGA the prices for the marijuana.

3 115. On or about October 11, 2011, in telephone
4 conversations using coded language, defendant VEGA informed
5 defendant C. GARCIA that VEGA was negotiating the price for the
6 purchase of 200 pounds (approximately 90 kilograms) of marijuana
7 from defendant F. MONTES. In response, C. GARCIA agreed to
8 update a drug customer of VEGA about VEGA's pending drug deal
9 with F. MONTES.

10 116. On or about October 11, 2011, in telephone
11 conversations using coded language, defendant VEGA informed
12 defendant C. GARCIA that defendant VEGA would acquire 300 pounds
13 (approximately 136 kilograms) of marijuana the next day; and C.
14 GARCIA informed VEGA of her communications with various drug
15 customers who wanted to purchase marijuana from VEGA and C.
16 GARCIA.

17 117. On or about October 12, 2011, in telephone
18 conversations using coded language, defendant F. MONTES informed
19 defendant VEGA that F. MONTES had a large quantity of marijuana
20 available for sale, and VEGA stated that he would make
21 arrangements to pick up the marijuana.

22 118. On or about October 12, 2011, in telephone
23 conversations using coded language, defendant VEGA asked
24 unindicted co-conspirators to pick up marijuana being provided
25 by defendant F. MONTES and to deliver the drugs to a stash
26 house.

27 119. On or about October 12, 2011, in telephone
28 conversations using coded language, defendant C. GARCIA agreed,

1 at the request of defendant VEGA, to pick up and store a large
2 quantity of marijuana, and to inform unindicted co-conspirators
3 to have their money ready to purchase the marijuana.

4 120. On or about October 12, 2011, in telephone
5 conversations using coded language, defendant C. GARCIA informed
6 defendant VEGA that she had picked up and made arrangements to
7 store the marijuana and that she would deliver one unit of
8 marijuana to an unindicted co-conspirator.

9 121. On or about October 12, 2011, in telephone
10 conversations using coded language, defendant VEGA told
11 defendant C. GARCIA to inform an unindicted co-conspirator that
12 VEGA had such a large quantity of drugs that VEGA could front
13 the unindicted co-conspirator one or two units of drugs.

14 122. On or about October 13, 2011, defendant VEGA met with
15 CI-1, and, in coded language, agreed to send drug proceeds to
16 incarcerated Mexican Mafia members and to travel to Michoacán,
17 Mexico, to meet with members of La Familia.

18 123. On or about October 13, 2011, defendant VEGA and CI-1
19 met with defendants F. MONTES and RIOS, and F. MONTES and RIOS
20 delivered approximately \$20,000 in drug proceeds to VEGA and CI-
21 1 in furtherance of the Project.

22 124. On or about October 13, 2011, in telephone
23 conversations using coded language, defendants F. MONTES and
24 VEGA discussed evading law enforcement surveillance.

25 125. On or about October 15, 2011, in telephone
26 conversations using coded language, defendants VEGA and F.
27 MONTES discussed the condition of the marijuana provided to VEGA
28 by F. MONTES.

1 126. On or about October 18, 2011, in telephone
2 conversations using coded language, defendant C. GARCIA informed
3 defendant VEGA that an unindicted co-conspirator had delivered
4 money and taken one unit of marijuana.

5 127. On or about October 18, 2011, unindicted co-
6 conspirator M.M., in a telephone conversation using coded
7 language, thanked defendant F. MONTES for money that F. MONTES
8 and his brothers had sent, and F. MONTES said he was eager for
9 defendant RODRIGUEZ-LANDA to be released from prison so that
10 RODRIGUEZ-LANDA could lead the Project.

11 128. On or about October 20, 2011, in telephone
12 conversations using coded language, defendant VEGA instructed
13 defendant C. GARCIA to provide a sample of drugs to an
14 unindicted co-conspirator at or around a muffler shop in Los
15 Angeles, California.

16 129. On or about October 20, 2011, in telephone
17 conversations using coded language, defendant C. GARCIA informed
18 defendant VEGA that an unindicted co-conspirator had asked
19 whether VEGA would lower the price of drugs for sale if the
20 unindicted co-conspirator purchased 100 units of drugs, and VEGA
21 responded that he would lower the price and C. GARCIA stated
22 that she would inform the unindicted co-conspirator of VEGA's
23 response.

24 130. On or about October 22 and 27, 2011, in telephone
25 conversations using coded language, defendant VEGA updated
26 defendant F. MONTES about the sale of marijuana.

27 131. On or about October 27, 2011, defendant VEGA and CI-1
28 met with defendant JACKSON to discuss the alliance between the

1 Mexican Mafia and La Familia, and JACKSON said he wanted to
2 assist in the Project.

3 132. On or about December 15, 2011, defendant F. MONTES, in
4 a telephone conversation using coded language, agreed to provide
5 methamphetamine to CI-1.

6 133. On or about January 6, 2012, defendant MORENO, in a
7 telephone conversation using coded language, told CI-1 that he
8 had recently been released from prison, and MORENO inquired with
9 CI-1 about whether defendant F. MONTES and co-conspirator H.
10 Montes had provided any additional drug proceeds as part of the
11 Project because MONTES needed money.

12 134. On or about January 6, 2012, defendant MORENO, in a
13 telephone conversation using coded language, told CI-1 that,
14 while MORENO was in prison, he had met with other incarcerated
15 Mexican Mafia members and they were aware of the Project and
16 were "on board with it," and MORENO said that it was just up to
17 defendant F. MONTES and co-conspirator H. Montes to do their
18 part by providing drug proceeds.

19 135. On or about January 17, 2012, defendant APODACA met
20 with CI-1, and APODACA stated that she was working for defendant
21 RODRIGUEZ-LANDA. CI-1 showed APODACA copies of money orders
22 that CI-1 had sent to incarcerated Mexican Mafia members as part
23 of the alliance between the Mexican Mafia and La Familia, and
24 APODACA agreed to pass this information to RODRIGUEZ-LANDA.

25 136. On or about January 21, 2012, in a telephone
26 conversation using coded language, defendant F. MONTES discussed
27 with CI-1 the prices and quantities of methamphetamine that F.
28 MONTES proposed to sell to CI-1.

1 137. On or about January 23, 2012, in a telephone
2 conversation using coded language, defendant F. MONTES suggested
3 to CI-1 that they flee immediately because federal law
4 enforcement was investigating F. MONTES.

5 138. On or about January 23, 2012, in a telephone
6 conversation using coded language, defendant F. MONTES informed
7 CI-1 that F. MONTES would make arrangements for CI-1 to receive
8 methamphetamine.

9 139. On or about January 24 and 25, 2012, in telephone
10 conversations using coded language, defendant F. MONTES
11 confirmed that he could provide CI-1 with methamphetamine on
12 Friday, January 27, 2012.

13 140. On or about January 26, 2012, in a telephone
14 conversation using coded language, defendant F. MONTES confirmed
15 with CI-1 that the price of methamphetamine that F. MONTES had
16 for sale to CI-1 was \$8,500 per pound.

17 141. On or about January 27, 2012, in a telephone
18 conversation using coded language, defendant F. MONTES confirmed
19 with CI-1 that F. MONTES would arrange for a courier to deliver
20 to CI-1 three pounds of methamphetamine that day and two pounds
21 of methamphetamine at a later time.

22 142. On or about January 27, 2012, during an in-person
23 meeting, defendant RIOS provided CI-1 with approximately 1,303
24 grams of methamphetamine and, in exchange, CI-1 provided RIOS
25 with approximately \$25,500.

26 143. On or about January 27, 2012, defendant RIOS delivered
27 drug proceeds to defendant F. MONTES and co-conspirator H.
28

1 Montes at an auto body shop located on First Street, San
2 Fernando, California.

3 144. On or about January 27, 2012, during an in-person
4 meeting, CI-1 informed defendant JACKSON that CI-1 had received
5 three pounds of methamphetamine and would receive two pounds of
6 methamphetamine at a later time.

7 145. On or about January 27, 2012, during an in-person
8 meeting, defendant JACKSON accepted \$4,000 in drug proceeds from
9 CI-1 in furtherance of the Project, and JACKSON offered to have
10 one of his associates meet with members of La Familia in
11 Michoacán, Mexico, in March 2012.

12 146. On or about January 27, 2012, in a telephone
13 conversation using coded language, defendant JACKSON told CI-1
14 to order two pounds of methamphetamine from defendant F. MONTES.

15 147. On or about January 27, 2012, in telephone
16 conversations using coded language, defendant F. MONTES told CI-
17 1 that he would provide defendant JACKSON and CI-1 with
18 methamphetamine the next day, namely, Saturday, January 28,
19 2012.

20 148. On or about January 28, 2012, in a telephone
21 conversation using coded language, CI-1 informed defendant
22 JACKSON that defendant F. MONTES had failed to contact CI-1, and
23 JACKSON said that he had a courier waiting to pick up
24 methamphetamine from F. MONTES.

25 149. On or about January 28, 2012, unindicted co-
26 conspirator A.P.A., in a telephone conversation using coded
27 language, told CI-1 that he was calling on behalf of defendant
28 RODRIGUEZ-LANDA to inquire about the status of the Project, and,

1 after receiving information that the Project was moving forward,
2 A.P.A. said he would relay the information about the status of
3 the Project to RODRIGUEZ-LANDA.

4 150. On or about January 31, 2012, defendant JACKSON, in a
5 telephone conversation using coded language, told CI-1 that
6 defendant F. MONTES had told him that F. MONTES was unable to
7 deliver methamphetamine on Saturday, January 28, 2012, because
8 F. MONTES had been followed by law enforcement and threw away
9 his telephone and, consequently, did not have the telephone
10 numbers for JACKSON or CI-1.

11 151. On or about January 31, 2012, defendant JACKSON, in a
12 telephone conversation using coded language, told CI-1 that a
13 courier of defendant F. MONTES had delivered two pounds of
14 methamphetamine to JACKSON's courier and that F. MONTES had
15 additional methamphetamine ready to deliver to CI-1.

16 152. On or about February 1, 2012, defendant JACKSON, in a
17 telephone conversation using coded language, confirmed with CI-1
18 that JACKSON would use the proceeds from the sale of
19 methamphetamine to purchase money orders that would be sent to
20 incarcerated Mexican Mafia members in furtherance of the
21 Project.

22 153. On or about February 2 and 3, 2012, in telephone
23 conversations using coded language, defendant F. MONTES informed
24 CI-1 that F. MONTES would have a courier deliver two pounds of
25 methamphetamine to CI-1 the morning of February 3, 2012, and
26 that F. MONTES had previously delivered methamphetamine to
27 defendant JACKSON.

1 154. On or about February 2, 2012, defendant F. MONTES, in
2 a telephone conversation using coded language, informed
3 defendant RIOS that methamphetamine would be delivered to RIOS's
4 residence the next day and that RIOS would deliver that
5 methamphetamine to a drug customer; and RIOS requested that F.
6 MONTES provide him with money for gas.

7 155. On or about February 3, 2012, defendant F. MONTES, in
8 a telephone conversation using coded language, told defendant
9 ROBLES to give money to defendant RIOS for gas.

10 156. On or about February 3, 2012, defendant ROBLES, in a
11 telephone conversation using coded language, confirmed with
12 defendant F. MONTES that ROBLES would meet with defendant RIOS
13 at 9:00 a.m. that morning.

14 157. On or about February 3, 2012, defendant ROBLES, in a
15 telephone conversation using coded language, told defendant F.
16 MONTES that ROBLES informed defendant RIOS that ROBLES was
17 outside of RIOS's residence.

18 158. On or about February 3, 2012, defendant F. MONTES, in
19 a telephone conversation using coded language, informed
20 defendant RIOS that defendant ROBLES was outside of RIOS's
21 residence.

22 159. On or about February 3, 2012, defendant ROBLES
23 delivered methamphetamine to defendant RIOS at his residence on
24 Foothill Boulevard in Sylmar, California.

25 160. On or about February 3, 2012, defendant F. MONTES, in
26 telephone conversations using coded language, informed CI-1 that
27 his courier was on his way to meet CI-1.

1 161. On or about February 3, 2012, defendant JACKSON, in
2 telephone conversations using coded language, acknowledged that
3 CI-1 was about to receive two pounds of methamphetamine from the
4 courier of defendant F. MONTES.

5 162. On or about February 3, 2012, defendant RIOS, in a
6 telephone conversation using coded language, informed defendant
7 F. MONTES that RIOS had arrived at CI-1's location.

8 163. On or about February 3, 2012, defendant RIOS provided
9 CI-1 with approximately 872 grams of methamphetamine and, in
10 exchange, CI-1 provided RIOS with approximately \$17,000.

11 164. On or about February 3, 2012, defendant RIOS, in a
12 telephone conversation using coded language, informed defendant
13 F. MONTES that RIOS believed that law enforcement had followed
14 him after his meeting with CI-1.

15 165. On or about February 3, 2012, defendant RIOS, in a
16 telephone conversation using coded language, informed defendant
17 F. MONTES that RIOS had not yet delivered the proceeds from the
18 recent methamphetamine deal with CI-1.

19 166. On or about February 14, 2012, during an in-person
20 meeting, defendant MONTOYA accepted approximately \$2,000 in cash
21 that CI-1 told MONTOYA was from the sale of methamphetamine
22 provided by defendant F. MONTES.

23 167. On or about March 13, 2012, in a telephone
24 conversation using coded language, defendant MONTOYA and CI-1
25 complained about defendant F. MONTES and co-conspirator H.
26 Montes delaying the Project, and MONTOYA said "we're gonna make
27 this sh*t work somehow, someway."
28

1 168. On or about March 13, 2012, in a telephone
2 conversation using coded language, defendant MONTOYA and CI-1
3 discussed the fact that the Mexican Mafia had already helped
4 protect La Familia members in prison as part of the Project.

5 169. On or about March 14, 2012, defendant MONTOYA, in a
6 telephone conversation using coded language, discussed with CI-1
7 using defendant VEGA's ties to Mexican drug cartels to go around
8 defendant F. MONTES and co-conspirator H. Montes to further the
9 alliance between the Mexican Mafia and La Familia.

10 170. On or about March 14, 2012, defendant MORENO, in a
11 telephone conversation using coded language, discussed with CI-1
12 waiting for defendant RODRIGUEZ-LANDA to be released from prison
13 to lead the Project, and MORENO said that RODRIGUEZ-LANDA had
14 originally brought MORENO into the Project and that MORENO then
15 got everyone else involved.

16 171. On or about March 19, 2012, defendant MORENO, in a
17 telephone conversation using coded language, discussed with CI-1
18 violence in Mexico involving La Familia and a "break-away
19 faction" of the cartel.

20 172. On or about March 22, 2012, an unindicted co-
21 conspirator possessed "kites," or concealed prison notes,
22 written by an unindicted incarcerated Mexican Mafia member to
23 other incarcerated Mexican Mafia members on death row at San
24 Quentin State Prison. In the kites, the Mexican Mafia member
25 wrote that defendants RODRIGUEZ-LANDA, MORENO, MONTOYA, and VEGA
26 were working on the alliance between the Mexican Mafia and La
27 Familia, and that the alliance is called "the Project."

1 173. On or about March 22, 2012, defendant MORENO, in a
2 telephone conversation using coded language, discussed with CI-1
3 traveling to Mexico to meet with the leadership of La Familia in
4 order to further the Project and obtain drug proceeds to
5 distribute to incarcerated Mexican Mafia members.

6 174. On or about March 26, 2012, defendant MORENO, in a
7 telephone conversation using coded language, discussed with CI-1
8 arranging a trip to Michoacán, Mexico, so that MORENO and others
9 could meet with leaders of La Familia to obtain more drug
10 proceeds, and MORENO and CI-1 discussed the fact that cartel
11 members and associates were being protected by the Mexican Mafia
12 as part of the Project.

13 175. On or about May 2, 2012, defendant SOTO, who had
14 recently been released from Pelican Bay State Prison, met with
15 CI-1 to discuss the alliance between the Mexican Mafia and La
16 Familia. SOTO acknowledged having received money orders while
17 he was in custody, accepting \$2,000 in furtherance of the
18 alliance, and agreed to assist in carrying out the Project.

19 176. On or about May 8, 2012, defendant SOTO, in a
20 telephone conversation using coded language, told CI-1 that SOTO
21 had been instructed by senior Mexican Mafia Members at Pelican
22 Bay State Prison to take control of the Project.

23 177. On or about May 10, 2012, defendant SOTO, in a
24 telephone conversation using coded language, agreed with CI-1 to
25 collect drug proceeds from the sale of nine units of drugs
26 supplied by defendant F. MONTES and co-conspirator H. Montes and
27 to distribute part of those proceeds to incarcerated Mexican
28 Mafia members.

1 178. On or about May 12, 2012, in a telephone conversation
2 using coded language, defendant MONTOYA and CI-1 discussed drug
3 proceeds that MONTOYA, CI-1, and others had previously delivered
4 to incarcerated Mexican Mafia members, and CI-1 said that
5 defendant SOTO would be taking over management of the Project
6 per instructions from incarcerated Mexican Mafia members.

7 179. On or about May 20, 2012, defendant SOTO met with
8 defendant F. MONTES and co-conspirator H. Montes in Santa
9 Clarita, California, to discuss the Project and obtain drug
10 proceeds.

COUNT TWO

[21 U.S.C. §§ 841(a)(1), (b)(1)(B)(vii); 18 U.S.C. § 2(a)]

On or about October 12, 2011, in Los Angeles County, within the Central District of California, defendants FREDDIE MONTES, also known as ("aka") "Fredrico Montes," LUIS GERARDO VEGA, aka "Little," aka "Little One," and CLAUDIA GARCIA, aka "Giggles," aiding and abetting each other, knowingly and intentionally possessed with intent to distribute at least 100 kilograms, that is, approximately 135 kilograms, of marijuana, a Schedule I controlled substance.

COUNT THREE

[21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii); 18 U.S.C. § 2(a)]

On or about January 27, 2012, in Los Angeles County, within the Central District of California, defendants FREDDIE MONTES, also known as ("aka") "Fredrico Montes," and ADAM RIOS, aka "Blanco," aka "Little Blanco," aiding and abetting each other, knowingly and intentionally possessed with intent to distribute at least 50 grams, that is, approximately 1,303 grams, of methamphetamine, a Schedule II controlled substance.

COUNT FOUR

[21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii)]

On or about January 27, 2012, in Los Angeles County, within the Central District of California, defendants FREDDIE MONTES, also known as ("aka") "Fredrico Montes," and ADAM RIOS, aka "Blanco," aka "Little Blanco," knowingly and intentionally distributed at least 50 grams, that is, approximately 1,303 grams, of methamphetamine, a Schedule II controlled substance.

COUNT FIVE

[21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii); 18 U.S.C. § 2(a)]

On or about January 31, 2012, in Los Angeles County, within the Central District of California, defendants FREDDIE MONTES also known as ("aka") "Fredrico Montes," and MANUEL LARRY JACKSON, aka "Cricket," aiding and abetting each other, knowingly and intentionally possessed with intent to distribute at least 500 grams, that is, approximately 906 grams, of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

COUNT SIX

[21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii); 18 U.S.C. § 2(a)]

On or about February 3, 2012, in Los Angeles County, within the Central District of California, defendants FREDDIE MONTES, also known as ("aka") "Fredrico Montes," MANUEL LARRY JACKSON, aka "Cricket," ADAM RIOS, aka "Blanco," aka "Little Blanco," and OMAR HUGO ROBLES, aiding and abetting each other, knowingly and intentionally possessed with the intent to distribute at least 50 grams, that is, approximately 872 grams, of methamphetamine, a Schedule II controlled substance.

COUNT SEVEN

[21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii)]

On or about February 3, 2012, in Los Angeles County, within the Central District of California, defendants FREDDIE MONTES, also known as ("aka") "Fredrico Montes," and ADAM RIOS, aka "Blanco," aka "Little Blanco," knowingly and intentionally distributed at least 50 grams, that is, approximately 872 grams, of methamphetamine, a Schedule II controlled substance.

FORFEITURE ALLEGATION

[21 U.S.C. § 853]

1
2
3 1. The allegations contained in Counts One through Seven
4 of this Indictment are hereby repeated, realleged, and
5 incorporated by reference herein as though fully set forth at
6 length for the purpose of alleging forfeiture pursuant to the
7 provisions of Title 21, United States Code, Section 853.
8 Pursuant to Rule 32.2, Fed. R. Crim. P., notice is hereby given
9 to the defendants that the United States will seek forfeiture as
10 part of any sentence in accordance with Title 21, United States
11 Code, Section 853, in the event of any defendant's conviction
12 under any of Counts One through Seven of this Indictment.

13 2. Each defendant convicted under any of Counts One
14 through Seven shall forfeit to the United States any property
15 constituting, or derived from, any proceeds the person obtained,
16 directly or indirectly, as the result of such violation and any
17 of the person's property used, or intended to be used, in any
18 manner or part, to commit, or to facilitate the commission of,
19 such violation.

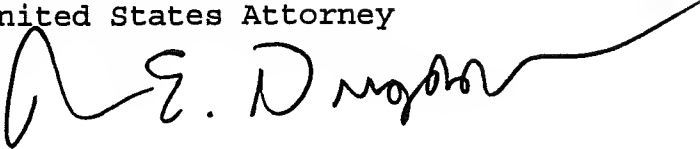
20 3. Pursuant to Title 21, United States Code, Section
21 853(p), each defendant shall forfeit substitute property, up to
22 the value of the total amount described in paragraph 2, if, as
23 the result of any act or omission of said defendant, the
24 property described in paragraph 2, or any portion thereof
25 (a) cannot be located upon the exercise of due diligence;
26 (b) has been transferred, sold to, or deposited with a third
27 party; (c) has been placed beyond the jurisdiction of the court;
28 (d) has been substantially diminished in value; or (e) has been

1 commingled with other property that cannot be divided without
2 difficulty.

3 A TRUE BILL

4
5 
6 Foreperson

7 ANDRÉ BIROTTE JR.
8 United States Attorney

9 
10 ROBERT E. DUGDALE
11 Assistant United States Attorney
12 Chief, Criminal Division

13 ELIZABETH R. YANG
14 Assistant United States Attorney
15 Chief, Violent and Organized Crime Section

16 RODRIGO A. CASTRO-SILVA
17 Assistant United States Attorney
18 Chief, OCDEF Section

19 J. MARK CHILDS
20 E. MARTIN ESTRADA
21 JENNIFER L. WILLIAMS
22 Assistant United States Attorneys
23
24
25
26
27
28